IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2956 OF 2005
IN
APPEAL (LODGING) NO.835 OF 2005
IN
NOTICE OF MOTION NO.2621 OF 2004
IN
SUIT NO.2660 OF 2004

Krishnakant Ranchoddas Lotlia .. Appellant
V/s
Recovery Officer of DRT & Ors. .. Respondents

Mr.R.V.Govilkar for the Appellant.
Mr.John Danial for Respondent No.2.

CORAM: DR.S.RADHAKRISHNAN &
S.C.DHARMADHIKARI, JJ.

DATE : 21.10.2005.

P.C.:

1. Heard the learned Counsel for the Appellant and the learned Counsel for Respondent No.2. None appears for the Respondent Nos.1, 3 and 4 though served. The learned Counsel for the Appellant undertakes to file an affidavit of service within a period of two weeks from today.

2. Perused the affidavit in support of the Notice of Motion. For the reasons stated therein, sufficient cause is made out for condonation of delay in filing the Appeal. There is no case of inaction, negligence of want of bonafide on the part of the Appellant. Hence, Notice of Motion is made absolute in terms of prayer clause (a).

(DR.S.RADHAKRISHNAN, J.)

(S.C.DHARMADHIKARI, J.)